

# Weil, Gotshal & Manges LLP

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August 9, 2018

Honorable Scott S. Harris  
Clerk  
Supreme Court of the United States  
Washington, D.C. 20543

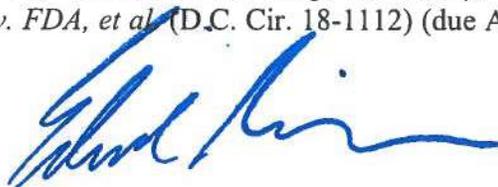
Re: *Ariosa Diagnostics, Inc. v. Illumina, Inc.*, S. Ct. No. 18-109

Dear Mr. Harris:

The petition for writ of certiorari in the above-captioned case was filed on July 11, 2018, and placed on the docket on July 24, 2018. Absent an extension, the response would be due on August 23, 2018.

Respondent Illumina, Inc., respectfully requests, under Rule 30.4 of the rules of this Court, a 30-day extension of time to and including September 24, 2018, within which to file the response. We have received a request to file an amicus brief from the Electronic Frontier Foundation. We would appreciate the additional time to review and consider any such amicus brief when formulating our response to the petition. In addition, the undersigned has a variety of obligations before various courts that would make it difficult to complete the response by the current deadline as well as family obligations. These matters include appellants' initial pleadings in *Verinata Health, Inc. v. Ariosa Diagnostics, Inc.* (Fed. Cir. 18-2198) (due Aug. 10, 2018); appellant's reply brief in *Pacific Biosciences of Cal. Inc. v. ITC* (Fed. Cir. 2018-1587) (due Aug. 10, 2018); a court appearance on behalf of plaintiffs in *Illumina, Inc., et al. v. Ariosa Diagnostics, Inc., et al.* (N.D. Cal. 18-cv-02847-SI) (scheduled for Aug. 17, 2018); and petitioner's reply brief in *Breckenridge Pharm., Inc., et al. v. FDA, et al.* (D.C. Cir. 18-1112) (due Aug. 29, 2018).

Respectfully Submitted,



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Edward R. Reines

*Counsel for Respondent*

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**CERTIFICATE OF SERVICE**

No. 19-108

Ariosa Diagnostics, Inc.,

Petitioner,

v.

Illumina, Inc.,

Respondent.

I, Edward R. Reines, do hereby certify that, on this ninth day of August, 2018, I caused one copy and an electronic copy of the motion for an extension of time in the foregoing case to be served by first class mail, postage prepaid, and by email, on the following parties:

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